

WESTERN AUSTRALIA

# LEGISLATIVE COUNCIL

---

## MINUTES OF PROCEEDINGS

No. 1

THURSDAY, 6 NOVEMBER 2008

---

### 1. Meeting of Council

The Council assembled at 2.45pm pursuant to order.

The President, Hon Nick Griffiths, took the Chair and read prayers.

### 2. Statement by President - Welcome to Visitors

The President welcomed all visitors attending the Legislative Council to witness the Opening of Parliament by His Excellency the Governor.

### 3. Parliament Summoned to Meet

The following Proclamation of His Excellency the Governor dated 7 October 2008 was read by the Clerk of the Parliaments -

Western Australia

By His Excellency Doctor Kenneth Comninos  
Michael, Companion of the Order of Australia,  
Governor of the State of Western Australia.

K C Michael  
Governor

By this proclamation, I, the Governor, acting under the *Constitution Act 1889* section 3 -

- (a) fix Parliament House in the City of Perth as the place for holding the first session of the Legislative Assembly and the Legislative Council in the 38th Parliament; and
- (b) fix Thursday 6 November 2008 at 11.00 a.m. as the time for holding the first sitting of the first session of the Legislative Assembly in the 38th Parliament; and
- (c) fix Thursday 6 November 2008 at 2.45 p.m. as the time for holding the first sitting of the first session of the Legislative Council in the 38th Parliament.

GIVEN under my hand and the Public Seal of the State on 7 October 2008.

By Command of the Governor,

C. BARNETT

Premier

GOD SAVE THE QUEEN!

#### 4. Presence of His Excellency the Governor

His Excellency Doctor Kenneth Comninos Michael, Companion of the Order of Australia, Governor of the State of Western Australia, having been announced by the Usher of the Black Rod, and having taken the President's Chair, directed the Usher of the Black Rod to acquaint the Members of the Legislative Assembly that it was His Excellency's pleasure that they attend in this House.

##### *Governor's Direction*

At the direction of the Governor, the Usher of the Black Rod instructed the Sergeant-at-Arms of the Legislative Assembly to remove the Mace from the floor of the Legislative Council.

The Members of the Legislative Assembly, with their Speaker and other officers of the House being in attendance accordingly, His Excellency was pleased to speak as follows -

*Mr President and Honourable Members of the Legislative Council.*

*Mr Speaker and Honourable Members of the Legislative Assembly.*

I firstly acknowledge the traditional custodians upon whose ancestral lands we now convene the opening of this Parliament.

It is also appropriate that we acknowledge the contributions of those former members of the Parliament of Western Australia who have sadly passed away.

Peter Durack was born on the 20th of October 1926 in Perth, the son of John Peter Durack KC and Pleasance Rowe. He was educated at Christian Brothers College; Aquinas College; the University of Western Australia and also attended Oxford University as a Rhodes Scholar in 1949.

On completion of a Bachelor of Civil Law at Oxford and after practicing in London, Peter returned to Western Australia and commenced a successful career as a city lawyer, being appointed Queen's Counsel in 1978.

Peter was the Member for Perth from 20 February 1965 until 23 March 1968. He then served Western Australia as Senator in the Federal Parliament for twenty-two years from 1 July 1971 until 30 June 1993.

As Commonwealth Attorney General from 1977 until 1983, he was distinguished for the quality of his legal and constitutional knowledge and the care and integrity that he brought to judicial appointments. Peter was also Deputy Leader of the Government in the Senate from 1978 until 1983 and Deputy Leader of the Opposition in the Senate from 1983 to 1987 and from 1990 until 1992.

We also honour the service of the Hon. Victor Jasper Ferry MLC – Member for South-West Province from 22 May 1965 until his retirement on 24 July 1987.

Vic served as Government Whip from 1974 until 1977 and as Chairman of Committees from 1977 until 1983.

He had a distinguished record of wartime service with the Royal Air Force Bomber and Transport Commands and was awarded the Distinguished Flying Cross (DFC).

In retirement he gave devoted support to RAAF Association and other ex-service organisations.

I was sworn in as the 30th Governor of Western Australia in January 2006 and this is the first opportunity I have had to preside over the commencement of a new Parliament. This is both a significant responsibility and a privilege.

The role of the Governor has evolved over the history of Western Australia away from the direct executive authority exercised by our early Governors when Western Australia was a fledgling Crown Colony.

As the state has matured the powers of the Governor are exercised on the advice of the Premier and the Ministers of the day who are the people's chosen representatives.

By convention, the Governor retains the right 'to be consulted, to encourage and to warn' and is an integral and essential component of our parliamentary system of government.

In addition to my Constitutional role, I continue to discharge my Vice-Regal responsibilities to encourage social unity and cohesion by engaging with all levels of our community. As I travel around this state, I continue to be impressed by Western Australians' sense of social responsibility and their active participation to strengthen their local communities. This sense of community and social responsibility is essential to the long term health and vitality of our society.

I am particularly committed to support and contribute to the education and training of our young people. Not only to develop a strong foundation for the State's economic and social development, but also to provide our young people with a sense of personal pride and accomplishment that comes with mastering academic and vocational knowledge.

The opportunity that solid academic and vocational training provides, especially to socially disadvantaged members of our community, cannot be overstated. I also declare an interest in wishing to add value to discussions on science, the environment and indigenous history and culture.

As the Patron, or Joint Patron, of approximately 200 charitable, academic, cultural, business and government organisations, I will continue to promote Western Australia's interests both domestically and internationally.

I would now like to make some observations on the outcome of the General State Election conducted on the 6th of September and the process by which executive authority has transferred to a new government with a new policy and legislative agenda.

Altogether 1,089,257 Western Australians cast valid formal votes in the election.

Through this process; twenty-one new members of the Legislative Assembly and fourteen new members of the Legislative Council have been elected to work in the interests of the people of Western Australia.

In all there are thirty-five new members of Parliament.

I welcome each of these thirty five new members and ask that the longer serving members of this Parliament provide them with friendly advice and sound counsel as they set about their duties.

It is important for new members to always remember the primacy of Parliament in managing issues of state importance. I also congratulate longer serving members of both Houses on their new leadership and portfolio responsibilities.

The transition from the Labor Government to the new Liberal National Government was understandably the subject of considerable speculation and analysis.

I wish to commend the outgoing Premier, the Hon Alan Carpenter MLA and the newly sworn Premier, the Hon Colin Barnett MLA, for the dignified and measured qualities both men brought to the transition of Government.

The process of transition reflects well on the personal and professional qualities of both men as senior representatives of the Western Australian community. Importantly, their actions also underscore the strength and vitality of our parliamentary democracy.

Our parliamentary system of democracy is not to be taken for granted. It is among the most treasured institutions of our rich cultural inheritance.

Our representative government has evolved over many centuries of conflict, consultation and consideration to be the most perfect of political systems in a world comprised of imperfect individuals. This legacy cannot be forgotten.

So much of the world still aspires to our system of Government.

It is the responsibility of all members of this Parliament to act as custodians of this democracy and to respect the integrity of the legislative, judicial and executive branches of Government as you represent and work for the well-being of the citizens of this state.

I would like to thank the previous Government for their administration of Western Australia. Over the course of more than seven years Premiers Geoff Gallop and Alan Carpenter governed the state in a unique period whereupon Western Australia experienced expansive economic growth.

As a result of this economic growth, Western Australia is now linked as strongly to the growth economies of Asia, particularly to China, as it is to the rest of this Commonwealth of Australia.

And I now welcome and congratulate the new Liberal National Government led by Premier Colin Barnett.

I offer also my congratulations to the Leader of the National Party and Minister for Regional Development, the Hon Brendon Grylls MLA who has formed government in alliance with the Parliamentary Liberal Party.

This government is not the traditional coalition model previously favoured by the Liberal and National parties. It is, instead, a government of alliance which is unique in our state's history.

This Liberal National Government is a minority government.

Therefore, the role of the Independent members of the Legislative Assembly is critically important not only for the Districts which they represent, but to the wider populace of Western Australia as they debate and pass critical pieces of legislation.

I also acknowledge and congratulate the new Leader of the Opposition, the Hon Eric Ripper MLA. The Leader of the Opposition has an integral role in our Westminster system.

This Parliament presents an equal challenge to all members present today to act with integrity of purpose in the interests of Western Australia and not purely in the interests of personal advancement or political advantage.

You have all answered a noble calling to serve the people of this state and they have placed their faith in you to work with dedication and honesty.

It is incumbent on all members to honour this trust and perform in a selfless and accountable manner.

On a historical note, it is worth remembering that in eight of the 20 Western Australian Parliaments elected since 1945, Governments have had narrow majorities and for much of this time have relied upon the support of Independent members.

This was the experience of the Coalition Government of 1947-53, the ALP Government of 1953-56, the Coalition Government for two terms from 1959-65, and the ALP Governments of 1971-74 and of 1991-93.

Under each of these Governments, the state developed and critical services were delivered to the people. Against this historical background, the people of Western Australia can have some confidence that the newly formed Government will be able to provide a similar outcome for the state.

Since it was sworn into office a little over six weeks ago on the 23rd of September, I note that the Liberal National Government has already:

- *Reached a new agreement with the executive of the State School Teachers' Union on a \$1.067 billion salaries and conditions package for Government school teachers and administrators. The agreement includes an election commitment to spend an additional \$120 million on teacher salaries.*

The Government had earlier provided an initial six per cent salary increase to reward the effort, skill and responsibility of Western Australia's State School Teachers ahead of a final enterprise bargaining agreement being settled.

- *Established the Public Sector Commission and the position of Public Sector Commissioner* which will operate independently of the Department of Premier and Cabinet.

The responsibilities of the Public Sector Commissioner, Mr Mal Wauchope, will be to lead and build the capacity of Western Australia's public sector; to drive reform of the public sector and to evaluate its performance through the development of appropriate management policies and practises; and to improve public sector accountability by enshrining the lobbyist register in legislation.

The Commissioner for Public Sector Standards will continue to play an important and independent role in the selection of public sector CEOs, and in establishing and monitoring compliance with public sector codes and standards of behaviour.

- *Appointed Western Australia's first Minister for Mental Health*, the Hon Dr Graham Jacobs MLA.
- *Decided to restructure the Department of Industry and Resources and the Department of Consumer and Employment Protection* and to reconstitute them in three new departments: the Department of State Development, the Department of Mines and Petroleum and the Department of Commerce.

The Government believes that these changes will provide more efficient mining approvals processes and deliver greater certainty to the mining industry.

- *Assisted first home buyers* by allocating an additional \$70 million to the First Start Shared Equity Scheme, to enable this popular scheme to operate until the end of this financial year – and assist a further one thousand Western Australians to purchase their first home.

The Government has advised me of its legislative and policy agenda for this parliamentary term.

Over the next four years, the Liberal National Government will pay attention to the social and economic development of the whole of Western Australia and work to bridge the divide between the metropolitan and the regional, rural and remote communities of this state through the *Royalties for Regions* Program.

Under the *Royalties for Regions* Program, twenty-five per cent of mining and petroleum royalties will be allocated to new projects and services in regional areas of Western Australia. The Government has established three funds into which the royalties will be managed, namely, the Regional Infrastructure and Head-works Fund; the Country Local Government Fund; and the Regional Community Services Fund.

New regional projects that do not fit the criteria established for the three funds may also qualify for Royalties for Regions funding and be presented as part of an overarching *Royalties for Regions* Fund.

The Liberal National Government has recently advised the Federal Government of five *strategic metropolitan and regional based infrastructure projects* that are central to the long term economic and social development of Western Australia. The projects are:

#### *Undertaking Stage 2 of the Ord River Scheme*

The project will involve upgrades and extensions to the M1 channel to service up to 16,000 hectares in the Weaber Plains area, effectively doubling the area currently being farmed.

The Ord River Irrigation Area offers substantial scope for new irrigated agriculture on a large scale in an area where the soils are suitable for food crops such as sugar and also cotton and other tropical and subtropical crops.

The plan will also involve upgrades to the Kununurra airport and upgrades and expansions of the Kununurra District High School, the Wyndham Port and road building.

### *Oakajee Port*

The Oakajee Port project will involve the building of common use infrastructure for the outer harbour, including a breakwater, channel and turning basin, as part of the redevelopment of one of Western Australia's few deep water ports. The private sector will be responsible for the rail infrastructure as well as various port facilities. The new port will increase the likelihood of other mining projects and facilities becoming a reality.

### *Northbridge Link*

This project will involve sinking the central city section of the Perth to Fremantle railway line to remove the physical barrier between Perth and Northbridge which has divided the central business district from the cultural centre for more than a century.

### *Pilbara Housing and Indigenous Essential Services*

The Government wishes to provide affordable housing and infrastructure including power and water supply to address the accommodation shortages and service shortfalls for workers and residents in the North West of Western Australia. It is an important strategy for ensuring the economic development of the region and the state as a whole.

This Government is committed to closing the gap between the non-indigenous and indigenous people of Western Australia. The Government, in partnership with the Federal Government, will improve the safety, quality and reliability of water, power and wastewater services in Aboriginal communities.

### *Transport Links around Perth Airport*

This project is aimed at improving the road network to support the redevelopment of Perth Airport which will involve, in time, relocating the domestic terminal to Perth International Airport.

Altogether, these five key infrastructure projects are worth \$3.8 billion.

The current global financial crisis which has seen unprecedented responses from governments world-wide, adds a new and significant challenge to those which are perennial.

The Liberal National Government faces some early and difficult challenges with respect to ensuring that Western Australia's finances are maintained on a safe and sustainable footing.

The Government has established an expert Economic Audit Group to review all Government expenditure, assess the financial performance, management and service delivery standards of Government departments, agencies and trading enterprises, and to examine the structure of government agencies and options for greater accountability and transparency.

The Economic Audit Group will also be responsible for examining Western Australia's tax regime and to identify options for regulatory reforms to increase the state's economic efficiency.

The Government is currently in the process of identifying a three percent efficiency dividend across government expenditure to ensure that taxpayer's money is being used responsibly.

The savings identified in this process will be reinvested to bolster front line services, particularly in law and order, health, education and child protection.

In particular, the Government advises me that it will use these savings to assist in recruiting 500 additional front line police officers and recruiting an additional 800 nurses for the public health system.

The Government advises me that it will today give notice to introduce the Police (Medical and Other Expenses for Former Officers) Bill 2008 to provide medical benefits to former Police Officers who were injured in the line of duty.

The Government is also committed to introducing legislation to address the 'Truth in Sentencing Laws', first by repealing the Transitional Provisions in the *Sentencing Act 1995*. The Government has recognised community concerns regarding the adequacy of current sentencing provisions.

The Government therefore intends to introduce legislation which will remove the compulsory one-third reduction of sentences for all offences and provide sentencing judges with the discretion to impose appropriate sentences up to the statutory maximum.

The Government also intends to provide a well-articulated legislative basis to guide the provision of suitable discounts for guilty pleas, as well as providing restrictions on the circumstances under which prisoners can be eligible for parole.

The Government will also introduce into this Parliament, legislation which delivers mandatory minimum sentences for offenders who assault police officers as well as introducing legislation to provide police, prosecutors and the courts with an improved capacity to prohibit anti-social behaviour of convicted criminals through Prohibited Behaviour Orders (PBOs).

Other pieces of crucial law and order legislation which the Liberal National Government intends to introduce into Parliament includes repealing the Cannabis Laws and providing stiffer penalties for drug possession, cultivation and supply – especially the sale of drugs to children; and, legislating to prevent the spread of brothels into residential areas.

The Government intends to reintroduce into this Parliament the *Surrogacy Bill 2008*. Presently, surrogacy arrangements are occurring in a largely unregulated way, which is potentially to the detriment of children and adults involved in the process, particularly the birth mother. The issue of surrogacy legislation has been under consideration by various governments for twenty years. Passage of this legislation will provide protection for children born as a result of surrogacy arrangements by providing for parentage orders where this is in the best interests of the child.

In recognition of its proud 153 year history serving the health and emergency needs of Western Australians, the Government will in this session introduce the *Royal Perth Hospital Protection Bill 2008* which is designed to require the approval of both houses of Parliament before RPH can be closed – while also providing opportunities for suitable redevelopment.

The Royal Perth Hospital is one of Australia's largest hospitals with the second largest trauma workload in the country. Royal Perth Hospital employs about 7,000 staff members and treats about 73,000 in-patients a year, receives about 225,000 outpatient attendances a year and has one of the busiest Emergency departments in Australia, with more than 60,000 presentations a year.

The Liberal National Government has advised me of its commitment to improving the health sector across the state, particularly regional health services through providing additional support to the Royal Flying Doctor Service (RFDS) and the Patients Assisted Travel Scheme (PATS). The RFDS performed admirably in treating passengers injured during the emergency landing of Qantas Flight 72 on the 7th of October, and in assisting those injured in the vehicle accident near Manjimup last week.

I mentioned earlier that I will take a particular interest in environmental matters as they affect the state. Sound environmental management will include – but is not limited to – addressing the global challenge of climate change.

The Government has advised me that it considers that Western Australian Liquefied Natural Gas will play a critical role as a clean fuel to assist the state, the nation and the countries of our region to reduce their carbon emissions. The Government supports national efforts to reduce emissions but is concerned by shortfalls in the modelling behind the Carbon Pollution Reduction Scheme and that Western Australia's trade-exposed, energy-intensive industries will be placed at a competitive disadvantage.

The Government advises me that it is committed to establishing an integrated Kimberley Science Conservation Strategy to balance the interests of economic development and population growth with protecting the unique natural and cultural heritage values of the region.

The Government has additionally advised me of its commitment to protect the Great Western Woodlands. The Woodlands do not enjoy the same high public profile as the Kimberley, but they cover an area of almost 16 million hectares and its biological diversity has been compared to Africa's Serengeti.

Western Australia is blessed with an obvious abundance of land, an abundance of energy and natural resources wealth and proximity to the world's fastest growing economic region – Asia. We are also blessed with a population known for its ingenuity and enterprise. Western Australians are worthy inheritors of the pioneering spirit which has helped establish this great state.

It is the task of the Government and of all members of the Parliament to provide Western Australians with an opportunity to harness their natural advantages to build a prosperous economic and social foundation for the future of this state.

I look forward to my association with all members of Parliament as you address challenges and explore opportunities in the interests of all Western Australians.

I now officially declare open the first session of the 38th Parliament of Western Australia.

## 5. Papers

The following Papers were laid on the Table by -

### **Leader of the House**

#### *Annual Reports -*

Coal Industry Superannuation Board (2007-2008) (Date received 2/10/2008) .....	1
Coal Miners' Welfare Board (2007-2008) (Date received 2/10/2008) .....	2

### **Minister for Transport**

#### *Annual Reports -*

Albany Port Authority (2007-2008) (Date received 15/10/2008) .....	12
Broome Port Authority (2007-2008) (Date received 22/10/2008) .....	13

### **Minister for Energy**

#### *Annual Reports -*

Energy, Office of (2007-2008) (Date received 8/10/2008) .....	3
Gas Disputes Arbitrator (2007-2008) (Date received 10/10/2008) .....	4

### **Minister for Child Protection**

#### *Annual Reports -*

Child Protection, Department for (2007-2008) (Deemed tabled 26/09/2008) .....	5
Communities, Department for (2007-2008) (Deemed tabled 26/09/2008) .....	6

### **Minister for the Environment**

#### *Annual Reports -*

Botanic Gardens and Parks Authority (2007-2008) (Date received 10/10/2008) .....	7
Environment and Conservation, Department of (2007-2008) (Date received 10/10/2008) .....	8



**Clerk***Writs -*

State General Election 2008 - Return of the Writ for the Legislative Council .....	9
State General Election 2005 - Return of the Writ for the Hon Carolyn Anne Burton .....	10
State General Election 2005 - Return of the Writ for the Hon Shelly Elizabeth Eaton .....	11

**6. Joint Standing Committee on Delegated Legislation - Establishment**

The Leader of the House: To move on the next day of sitting -

That the Legislative Assembly be invited to agree to the rules and orders of the Legislative Council contained in the schedule for the constitution, powers and procedure of a Joint Standing Committee on Delegated Legislation.

**SCHEDULE****3. Joint Standing Committee on Delegated Legislation**

- 3.1 *A Joint Delegated Legislation Committee* is established.
- 3.2 The Committee consists of 8 Members, 4 of whom are appointed from each House. The Chairman must be a Member of the Committee who supports the Government.
- 3.3 A quorum is 4 Members of whom at least 1 is a Member of the Council and 1 a Member of the Assembly.
- 3.4 A report of the Committee is to be presented to each House by a Member of each House appointed for the purpose by the Committee.
- 3.5 Upon its publication, whether under section 41(1)(a) of the *Interpretation Act 1984* or another written law, an instrument stands referred to the Committee for consideration.
- 3.6 In its consideration of an instrument, the Committee is to inquire whether the instrument -
  - (a) is authorized or contemplated by the empowering enactment;
  - (b) has an adverse effect on existing rights, interests, or legitimate expectations beyond giving effect to a purpose authorized or contemplated by the empowering enactment;
  - (c) ousts or modifies the rules of fairness;
  - (d) deprives a person aggrieved by a decision of the ability to obtain review of the merits of that decision or seek judicial review;
  - (e) imposes terms and conditions regulating any review that would be likely to cause the review to be illusory or impracticable; or
  - (f) contains provisions that, for any reason, would be more appropriately contained in an Act.
- 3.7 In this clause -
 

**“adverse effect”** includes abrogation, deprivation, extinguishment, diminution, and a compulsory acquisition, transfer, or assignment;

**“instrument”** means -

  - (a) subsidiary legislation in the form in which, and with the content it has, when it is published;
  - (b) an instrument, not being subsidiary legislation, that is made subject to disallowance by either House under a written law;

**“subsidiary legislation”** has the meaning given to it by section 5 of the *Interpretation Act 1984*.

## **7. Select Committee into Public Sector Expenditure - Establishment**

Hon Sue Ellery: To move on the next day of sitting -

- (1) That a select committee of five members is appointed, any three of whom constitute a quorum.
- (2) The committee and the proceedings of the committee are subject to Chapter XXII of Standing Orders and it is to be regarded for all purposes as a committee appointed under that chapter.
- (3) The committee is to inquire into and report on Government measures to audit the operational and financial performance of the Western Australian public sector, and any other means by which efficiencies in public sector expenditure can be gained and all the circumstances surrounding the implementation of the 3% efficiency dividend including -
  - (a) the impacts of the 3% efficiency dividend on the general level of service delivery across all agencies, in particular any impacts on service delivery to regional areas;
  - (b) consider alternative methods for achieving a 3% reduction in government expenditure;
  - (c) whether the efficiency dividend has a disproportionate impact on smaller agencies, including whether or not smaller agencies are disadvantaged by poorer economies of scale or a relative inability to obtain funding for new policy proposals;
  - (d) what measures agencies are taking to implement the efficiency dividend, and the effect on their functions, performance and staffing arrangements; and
  - (e) alternatives to an across-the-board efficiency dividend to encourage efficiency in the public sector, including consideration of whether certain agencies or functions of agencies should be exempt from the efficiency dividend, or whether the rate of the dividend should vary according to agency size or function.
- (4) The Committee may present interim reports without a requirement for leave and is to present its final report to the House not later than Tuesday, 12 May 2009.

## **8. Select Committee into the Police Raid on *The Sunday Times* - Establishment**

The Leader of the House: To move on the next day of sitting -

- (1) That a select committee of three members is appointed, any two of whom constitute a quorum.
- (2) The committee and the proceedings of the committee are subject to Chapter XXII of Standing Orders and it is to be regarded for all purposes as a committee appointed under that chapter.
- (3) The committee is to inquire into and report on all circumstances surrounding the police raid on *The Sunday Times* on 30 April 2008.
- (4) The Select Committee have access to all documents, evidence and other material possessed, obtained or controlled by the previous Select Committee.
- (5) The committee is to report by 10 March 2009.

## **9. Transcripts of Evidence from Former Select Committee**

Hon Anthony Fels: To move on the next day of sitting -

That the Clerk of the Legislative Council table in the House, within three sitting days of the order of the House, all transcripts of evidence given by Hon Anthony Fels to the Select Committee of Privilege on a Matter Arising in the Standing Committee on Estimates and Financial Operations.

## **10. Select Committee into the Appropriateness of Powers and Penalties for Breaches of Parliamentary Privilege and Contempts of Parliament - Establishment**

The Leader of the House: To move on the next day of sitting -

That a select committee of 6 members be appointed to —

- (1) Inquire into and report on the appropriateness of the powers and penalties provided for in the *Parliamentary Privileges Act 1891* and *The Criminal Code* in respect to breaches of parliamentary privilege and contempts of Parliament.
- (2) The Select Committee have access to all documents, evidence and other material possessed, obtained, or controlled by the previous Select Committee.
- (3) The committee is to report to the House no later than 5 May 2009.

## **11. Water Services Licensing (Water Conservation Target) Amendment Bill 2008**

Hon Paul Llewellyn: To move on the next day of sitting -

That a Bill for “An Act to amend the *Water Services Licensing Act 1995*” be introduced and read a first time.

## **12. Questions Without Notice**

Questions without notice were taken.

## **13. Electoral Amendment (Miscellaneous) Bill 2008**

The Leader of the House, in order to assert and maintain the undoubted rights and privileges of this House to initiate legislation, moved without notice -

That leave be given to introduce a Bill for “An Act to amend the *Electoral Act 1907*.”.

Leave granted.

The Leader of the House moved, That the Bill be read a first time.

Question - put and passed.

Ordered - That the second reading of the Bill be made an Order of the Day for the next sitting.

## **14. Governor’s Speech - Distribution**

The President announced -

That for the sake of accuracy he had obtained copies of His Excellency’s Speech which were then distributed to Members.

## **15. Address-In-Reply**

Hon Helen Morton moved -

That the following address be presented to His Excellency -

To His Excellency, Doctor Kenneth Comninos Michael, Companion of the Order of Australia, Governor in and over the State of Western Australia and its dependencies in the Commonwealth of Australia.

May it please Your Excellency -

We, the Members of the Legislative Council of the Parliament of Western Australia, in Parliament assembled, beg to express our loyalty to our Most Gracious Sovereign, and to thank Your Excellency for the Speech you have been pleased to deliver to Parliament.

Hon Bruce Donaldson formally seconded the motion.

On the motion of Hon Ed Dermer the debate was adjourned to the next sitting.

**16. Adjournment**

The Leader of the House moved, That the House do now adjourn.

Question - put and passed.

The House adjourned at 4.07pm until Tuesday, 11 November 2008 at 3.30pm.

**Members present during the day's proceedings**

Attendance: Present all Members.

**MALCOLM PEACOCK**  
Clerk of the Legislative Council

**HON NICK GRIFFITHS**  
President of the Legislative Council